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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Covacci et al.

Serial No.: 09/360,934

Group No.: 1638

Filing Date: July 26, 1999

Examiner: Bui, P.

For: *HELICOBACTER PYLORI* CYTOTOXIN PROTEINS USEFUL FOR
VACCINES AND DIAGNOSTICS

DATE OF DEPOSIT: May 7, 2001

I HEREBY CERTIFY THAT THIS PAPER IS BEING
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PATENTS, WASHINGTON, DC 20231.


Robin S. Quartin

REGISTRATION NO.: 45,028

BOX AF

Assistant Commissioner for Patents
Washington DC 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed November 7, 2000 finally rejecting claims 39, 40, 42, 43, 45, 46 and 48-52 of the above-identified patent application.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

- ☐ other than a Small Entity
☐ a Small Entity

Small Entity Statement:

☐ attached

☐ already filed

2. FEE PAYMENT (Small Entity - \$155.00; Large Entity - \$310.00)

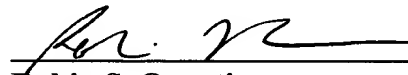
☒ A check in the amount of \$310.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

☐ Please charge my Deposit Account No. 23-3050 in the amount of \$____. A duplicate of this transmittal is attached.

☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

Date:

May 7, 2001



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